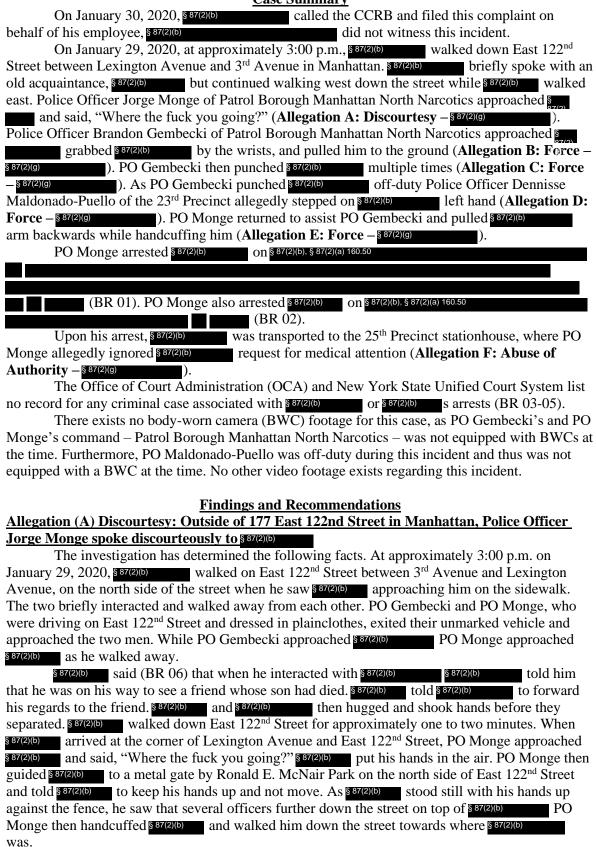
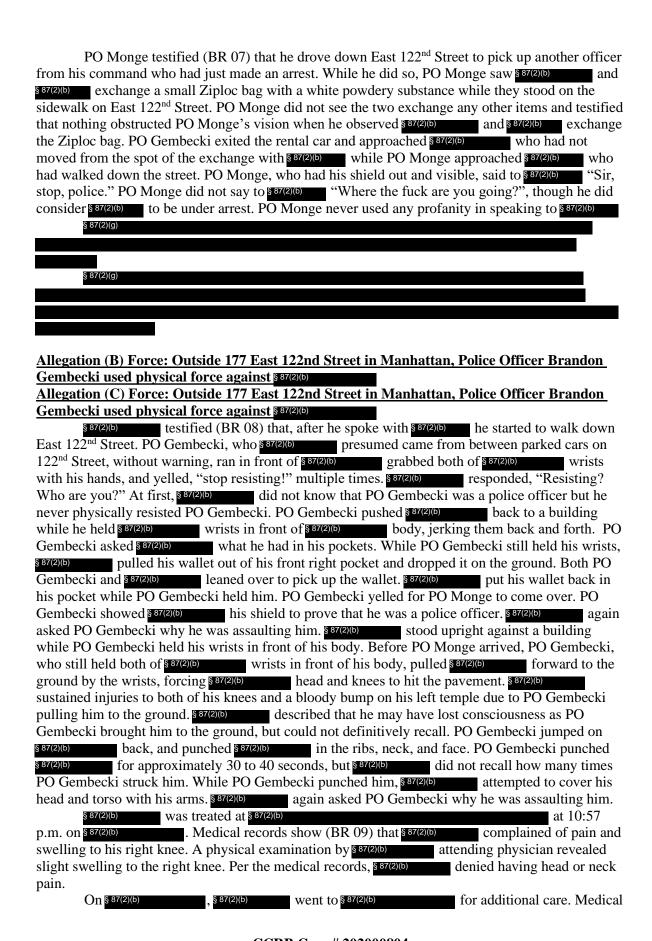
## CCRB INVESTIGATIVE RECOMMENDATION

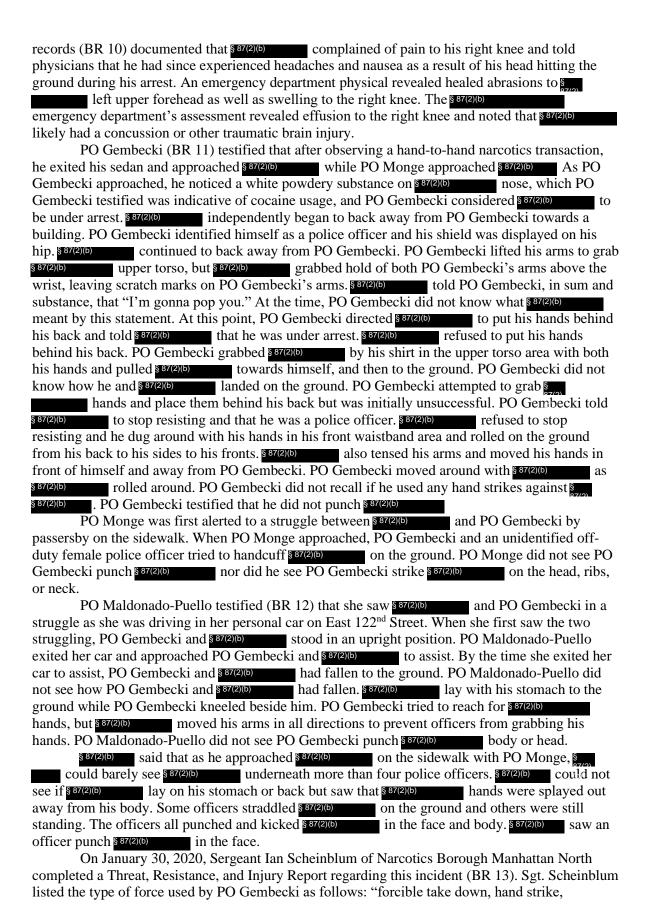
Investigator:		Team:	CCRB Case #:	<b>7</b>	Force	<b>V</b>	Discourt.		U.S.
Ethan Waterman		Squad #10	202000804	<b>7</b>	Abuse		O.L.	V	Injury
Incident Date(s)		Location of Incident:	1	Pı	recinct:	18	Mo. SOL		EO SOL
Wednesday, 01/29/2020 3:00 PM, Wednesday, 01/29/2020 3:46 PM		177 East 122nd Street; stationhouse	25th Precinct		25	7/	/29/2021	3	3/15/2022
Date/Time CV Reported		CV Reported At:	How CV Reported:	]	Date/Time	Rece	eived at CCI	RB	
Thu, 01/30/2020 2:52 PM		CCRB	Phone	,	Thu, 01/30	)/2020	0 2:52 PM		
Complainant/Victim	Туре	Type Home Address							
Subject Officer(s)	Shield	TaxID	Command						
1. POM Jorge Monge	6859	955212	NARCBMN						
2. POM Brandon Gembecki	4792	949015	NARCBMN						
3. PO Dennisse Maldonadopuello	29467	941064	023 PCT						
Officer(s)	Allegation	on			Inve	estiga	tor Recon	nm	endation
A.POM Jorge Monge	Discourtesy: Outside of 177 East 122nd Street in Manhattan, Police Officer Jorge Monge spoke discourteously to (S)								
B.POM Brandon Gembecki		utside 177 East 122nd S Brandon Gembecki used			e				
C.POM Brandon Gembecki		outside 177 East 122nd S Brandon Gembecki used			e				
D.PO Dennisse Maldonadopuello		outside 177 East 122nd S Dennisse Maldonado-Pu 87(2)(b)			e				
E.POM Jorge Monge		outside 177 East 122nd S orge Monge used physic			e				
F.POM Jorge Monge		At the 25th Precinct stationge did not obtain med							

## **Case Summary**





 $CCRB\ CTS-Confidential$ 



CCRB CTS – Confidential Page 3

wrestling/grappling, foot strike," the use of which caused "minor contusions" and "complaint of substantial pain" regarding \$87(2)(5)  The report further listed the reason for this use of force to "overcome resistance or aggression" and "defense of self." The narrative section of the TRI report reads as follows: "At TPO \$87(2)(5)  was observed ingesting controlled substance when [PO Gembecki and PO Monge] approached, \$87(2)(5)  resisted arrest by pushing away from officers and grappling with officers"
§ 87(2)(g)
Allegation (D) Force: Outside 177 East 122nd Street in Manhattan, Police Officer Dennisse
Maldonado-Puello used physical force against §87(2)(b)
testified that, as PO Gembecki punched him, PO Maldonado-Puello stepped
on \$87(2)(b) left hand with her black Nike boots, knocking the skin off his ring and pinkie fingers.
\$87(2)(b) testified that he saw PO Maldonado-Puello stomp on \$87(2)(b) hand.
PO Maldonado-Puello testified that she never stepped or stomped on \$87(2)(6) hand.
PO Maldonado-Puello only assisted in handcuffing \$87(2)(6) by grabbing one of his hands to be
handcuffed. PO Gembecki testified that PO Maldonado-Puello assisted him in his attempts to put
handcuffs on PO Gembecki knew nothing else about PO Maldonado-Puello. PO Gembecki did not know where PO Maldonado-Puello came from and did not remember how she oriented her body in relation to that of \$87(2)(0) PO Gembecki did not see PO Maldonado-Puello.
Puello step on \$87(2)(b) hand with her feet.  PO Monge testified that when he returned with \$87(2)(b) he saw PO Maldonado-Puello assist PO Gembecki in restraining and handcuffing \$87(2)(b) PO Monge did not remember what specifically PO Maldonado-Puello did to assist. PO Monge did not see PO Maldonado-Puello
step on \$87(2)(b) hand with her feet.
PO Gembecki photographed \$87(2)(b) left hand on the night of the incident (BR 14), which revealed a bloody nailbed on the pinkie and a bandage covering the upper area of the ring finger
finger.  § 87(2)(b) medical records from § 87(2)(b) on § 87(2)(b) noted that
had abrasions to the third and fourth digits of his right hand.  In the TRI prepared by Sgt. Scheinblum, "foot strike" is one of the listed types of force used by MOS during this incident, but the report does not further detail how and by whom the foot
strike was used.
§ 87(2)(g)

**CCRB Case # 202000804** 

Allegation (E) Force: Outside 177 East 122nd Street in Manhattan, Police Officer Jorge
Monge used physical force against § 87(2)(b)
testified that PO Monge assisted PO Gembecki and PO Maldonado-Puello in
handcuffing him. As noted above, \$87(2)(b) testified that he had attempted to cover his head
and torso with his arms because PO Gembecki punched him. PO Monge grabbed [87(2)(0)] left
arm, handcuffed the wrist, and pulled \$87(2)(b) arm backwards, which caused injuries to
left shoulder, collarbone, elbow, and wrist. Thereafter, the officers fully handcuffed him.
medical records from \$87(2)(b) on \$87(2)(b) noted that
complained of pain to his left clavicle, elbow, and wrist. X-ray results revealed no
acute fractures to the left clavicle, left shoulder, left elbow, and left wrist. §87(2)(b) was
prescribed 30 600mg tablets of ibuprofen in regard.
PO Monge testified that, as he assisted in apprehending \$\frac{\mathbb{S}(2)(\mathbb{D})}{\mathbb{D}}\$ reached
towards his waistband and tried to twist his body backwards and move his elbows away from his torso in order to stand up and flee. PO Monge, in his attempt to apprehend [S87(2)(b)] took one
of § 87(2)(b) hands, handcuffed it, and pulled that arm upwards from the ground. § 87(2)(b)
was then fully handcuffed.
PO Maldonado-Puello said that no officers additional to herself and PO Gembecki assisted
in handcuffing \$87(2)(b)
§ 87(2)(g)
Allegation (F) Abuse of Authority: At the 25th Precinct stationhouse, Police Officer Jorge
Monge did not obtain medical treatment for \$87(2)(b)
testified that when he was first placed in a holding cell at the 25th Precinct
stationhouse, he asked PO Monge for EMS because he was bleeding from the head and hand. PO
Monge allegedly did not respond to \$87(2)(b) and walked away. \$87(2)(b) testified that he
did not receive medical attention until after he was removed to Central Booking.
Per 887(2)(b) arraignment tracking sheet, he was first placed at the 25 <sup>th</sup> Precinct stationhouse at 3:46 p.m. (BR 15). 887(2)(b) medical records from 887(2)(b)
confirm he arrived for treatment at 10:57 p.m.
PO Monge testified that, while he was at the stationhouse, he brought § 87(2)(b) to
speak with 25 <sup>th</sup> Precinct detectives. \$87(2)(b) never asked PO Monge for medical attention
while at the stationhouse.
\$ 87(2)(g)
Civilian and Officer CCRB Histories
• \$87(2)(b) has been party to one other complaint and named a victim in 13 allegations
(BR 16).
○ § 87(2)(b)

	_	nich § 87(2)(b) is a party (BR 1)		
		per of service for ten years and three of which were substantiat		
O	201509979 involved and The CCRB recommend	a allegation of a retaliatory sum led formalized training and NY	mons against PO Gembecki.	
0	Gembecki. The CCRB imposed instructions.	pair of allegations of word disc recommended command level		
0	§ 87(2)(g)			
	et in one complaint and or 201006645 involved a Maldonado-Puello. The	a a member of service for fifteen allegation, which was substantiated allegation of retails CCRB recommended Commaccipline B and Instructions.	ntiated. liatory summons against PO	
	aints and 16 allegations, of 201510236 involved an	of service for seven years and one of which was substantiated allegation of physical force agand the NYPD docked 15 vaca	l. gainst PO Monge. The CCRB	
• This c	Mediation ase was not suitable for n	on, Civil and Criminal Histon nediation.	ries	
● § 87(2)(b)				
Squad No.:	14			
Investigator:	Ethan C. Waterman Signature	Inv. Ethan Waterman Print Title & Name	November 9, 2021 Date	
Squad Leader:	Signature	Print Title & Name	Date	
Reviewer:				

Print Title & Name

Signature

Date